

AMENDED IN SENATE APRIL 14, 2005

**SENATE BILL**

**No. 479**

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**Introduced by Senators Lowenthal and Vincent**

(Coauthors: Assembly Members Dymally, Karnette, and Oropeza)

February 18, 2005

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An act to add and repeal Division 106.5 (commencing with Section 126000) of the Health and Safety Code, relating to childhood obesity mitigation, and making an appropriation therefor. *mitigation.*

LEGISLATIVE COUNSEL'S DIGEST

SB 479, as amended, Lowenthal. Childhood obesity mitigation.

Under existing law the Office of Multicultural Health, within the State Department of Health Services, serves as a resource for ensuring that programs keep data regarding multicultural health issues, including ~~child~~ *childhood* obesity.

This bill would require the State Department of Health Services to establish the Childhood Obesity Mitigation Pilot Project, and would authorize local agencies and a children's hospital to participate in the pilot project. The bill would provide for the administration of the pilot project by a committee that consists of representatives of participating entities.

This bill would establish the Childhood Obesity Mitigation Fund in the State Treasury, ~~and would continuously appropriate moneys in the fund for the purposes of the bill.~~

Vote: majority. Appropriation: ~~yes~~ *no*. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature finds and declares both of the following:

(a) ~~Child~~ *Childhood* obesity is a serious and growing problem for California residents.

(b) It is therefore the intent of the Legislature in enacting this act to establish a pilot project to test the effectiveness of a multijurisdictional, public-private partnership effort to mitigate the problem of childhood obesity.

SEC. 2. Division 106.5 (commencing with Section 126000) is added to the Health and Safety Code, to read:

DIVISION 106.5. CHILDHOOD OBESITY MITIGATION

126000. The State Department of Health Services shall establish the Long Beach Childhood Obesity Mitigation Pilot Project.

126001. (a) There is established in the State Treasury the ~~Childhood Obesity Mitigation Fund, which, notwithstanding Section 13340 of the Government Code, is hereby continuously appropriated, without regard to fiscal years, for expenditure pursuant to this division.~~ *Childhood Obesity Mitigation Fund.*

(b) The pilot project may accept financial contributions and grants from private entities and foundations and from public agencies.

(c) The fund may be used for matching federal funds for childhood obesity mitigation efforts and for treatment rendered to Medi-Cal eligible children pursuant to the pilot project established by this division.

126002. The following entities may participate in the pilot project:

(a) The City of Long Beach Department of Health and Human Services.

(b) The City of Long Beach Department of Parks, Recreation, and Marine.

(c) The Long Beach Unified School District.

(d) Miller Children's Hospital.

(e) The YMCA of Greater Long Beach.

1 126003. (a) Activities of the pilot project shall be directed by  
2 a committee that includes a representative of each entity  
3 participating in the pilot project pursuant to Section ~~126004~~.  
4 *126002. Each entity shall serve as its own appointing authority*  
5 *for purposes of this division.* The committee shall select one  
6 member thereof to serve as a chairperson. The members of the  
7 committee shall be appointed by, and serve at the pleasure of, the  
8 appointing authority.

9 (b) The members of the committee shall serve without  
10 compensation, but may be reimbursed for travel and necessary  
11 expenses incurred in the performance of their duties on the  
12 committee.

13 126004. The committee shall develop policies and procedures  
14 to set forth the criteria to be used in selecting children ~~whose~~  
15 ~~parents and parents who~~ will be invited to participate in the pilot  
16 project. The policies and procedures shall give preference to  
17 Medi-Cal eligible children whose participation will generate  
18 federal matching funds. *It is the intent of the Legislature that the*  
19 *pilot project established pursuant to this division shall provide,*  
20 *to the extent possible, culturally and linguistically appropriate*  
21 *services to project participants.*

22 126005. The committee shall determine the best approach to  
23 treating participating children, but may initially utilize different  
24 models to test outcomes from the following:

- 25 (a) A school-based treatment model.
- 26 (b) A hospital-based treatment model.
- 27 (c) A public health-based treatment model.
- 28 (d) A parks and recreation-based treatment model.
- 29 (e) A community-based treatment model.

30 126006. (a) The committee shall submit a report on the  
31 implementation of the pilot project to the department. *The report*  
32 *shall include recommended criteria for evaluating the success of*  
33 *efforts to reduce childhood obesity, including, but not limited to,*  
34 *changes in the percentage of overweight or obese children in the*  
35 *geographic area covered by the pilot project.*

36 (b) The department shall submit a report on the pilot project to  
37 the appropriate committees of the Legislature on or before  
38 December 31, 2007.

39 126007. The department shall seek federal matching funds for  
40 expenditures made from the fund established by this division.

1     126008. This division shall remain in effect only until  
2     January 1, 2008, and as of that date is repealed, unless a later  
3     enacted statute, that is enacted before January 1, 2008, deletes or  
4     extends that date.

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